

—

DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION

the subject matter which is claimed and for which a patent is sought on the invention entitled :

SYSTEM AND METHOD INTENDED FOR THERMAL INSULATION OF A PIPE WITH VEGETABLE FOAM

the specification of which

 X is attached hereto.
 X was filed on July 21, 2000 as
 United States Application Number _____
 or PCT International Application Number N°FR00/02.091 _____
 and was amended on _____.

(if applicable)

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claim(s), as amended by any amendment referred to above. I acknowledge the duty to disclose all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56.

I hereby claim foreign priority benefits, under 35 U.S.C. 119(a)-(d) or 365(b), of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or any PCT international application having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s)

Priority
Claimed?

<u>99/09.769</u>	<u>FRANCE</u>	<u>27 JUL 1999</u>	<u>yes</u>	
<u>(Number)</u>	<u>(Country)</u>	<u>(Foreign Filing Date)</u>	<u>Yes</u>	<u>No</u>
(Number)	(Country)	(Foreign Filing Date)	Yes	No

I hereby claim the benefit, under 35 U.S.C. 119(e), of any United States provisional application(s) listed below:

(Application Number)	Filing Date
(Application Number)	Filing Date

I hereby claim the benefit, under 35 U.S.C. 120, of any United States application(s) listed below:

(Application Number)	Filing Date	(Status -- patented, pending, abandoned)
(Application Number)	Filing Date	(Status -- patented, pending, abandoned)

I hereby appoint: Donald R. Antonelli, Reg. No. 20,296; Melvin Kraus, Reg. No. 22,466; William I. Solomon, Reg. No. 28,565; Gregory E. Montone, Reg. No. 28,141; Ronald J. Shore, Reg. No. 28,577; Donald E. Stout, Reg. No. 26,422; Alan E. Schiavelli, Reg. No. 32,087; James N. Dresser, Reg. No. 22,973; Carl I. Brundidge, Reg. No. 29,621; Paul J. Skwierawski, Reg. No. 32,173; and Robert M. Bauer, Reg. No. 34,487; of ANTONELLI, TERRY, STOUT & KRAUS, LLP with offices located at 1300 North Seventeenth Street, Suite 1800, Arlington, Virginia 22209, my attorneys, with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected herewith.

Send all correspondence to:

Customer Number 020457
 ANTONELLI, TERRY, STOUT & KRAUS, LLP
 1300 North Seventeenth Street
 Suite 1800
 Arlington, VA. 22209

Direct all telephone calls and faxes to:

TEL: (703) 312-6600
 FAX: (703) 312-6666

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

1-00

Full Name of Sole/First Inventor KOHLER Norbert

Inventor's Signature Norbert Kohler

Date December 21, 2001

Residence 10 Place Verdi, 78670 VILLENNES SUR SEINE, FRANCE

FR X

(City, State)

Citizenship Belgian

(Country of Citizenship)

Post Office Address 10 Place Verdi, 78670 VILLENNES SUR SEINE, FRANCE

2-00

Full Name of Second/Joint Inventor JARRIN Jacques

Inventor's Signature Jacques Jarrin

Date December 21, 2001

Residence 5, rue de Stalingrad, 92000 NANTERRE, FRANCE

FR X

(City, State)

Citizenship French

(Country of Citizenship)

Post Office Address 5, rue de Stalingrad, 92000 NANTERRE, FRANCE

→

20101010 22200000

3-00

Full Name of Third/Joint Inventor REYNES Pierre

Inventor's Signature Pierre Reynes Date January 7, 2002

Residence 10 Boulevard de la République, 63200 RIOM, FRANCE
(City, State) FRX

Citizenship French

(Country of Citizenship)

Post Office Address 10 Boulevard de la République, 63200 RIOM, FRANCE

4-00

Full Name of Fourth/Joint Inventor MESSAGER Arnaud

Inventor's Signature Arnaud Messager Date January 7, 2002

Residence 9 rue Soubrany, 63200 RIOM, FRANCE
(City, State) FRX

Citizenship French

(Country of Citizenship)

Post Office Address 9 rue Soubrany, 63200 RIOM, FRANCE

Full Name of Fifth/Joint Inventor

Inventor's Signature _____ Date _____

Residence
(City, State)

Citizenship
(Country of Citizenship)

Post Office Address

Full Name of Sixth/Joint Inventor

Inventor's Signature _____ Date _____

Residence
(City, State)

Citizenship
(Country of Citizenship)

Post Office Address

Full Name of Seventh/Joint Inventor

Inventor's Signature _____ Date _____

Residence
(City, State)

Citizenship
(Country of Citizenship)

Post Office Address

Full Name of Eighth/Joint Inventor

Inventor's Signature _____ Date _____

Residence
(City, State)

Citizenship
(Country of Citizenship)

Post Office Address

10030222-040100

Title 37, Code of Federal Regulations, Section 1.56
Duty to Disclose Information Material to Patentability

(a) A patent by its very nature is affected with a public interest. The public interest is best served, and the most effective patent examination occurs when, at the time an application is being examined, the Office is aware of and evaluates the teachings of all information material to patentability. Each individual associated with the filing and prosecution of a patent application has a duty of candor and good faith in dealing with the Office, which includes a duty to disclose to the Office all information known to that individual to be material to patentability as defined in this section. The duty to disclose information exists with respect to each pending claim until the claim is cancelled or withdrawn from consideration, or the application becomes abandoned. Information material to the patentability of a claim that is cancelled or withdrawn from consideration need not be submitted if the information is not material to the patentability of any claim remaining under consideration in the application. There is no duty to submit information which is not material to the patentability of any existing claim. The duty to disclose all information known to be material to patentability is deemed to be satisfied if all information known to be material to patentability of any claim issued in a patent was cited by the Office or submitted to the Office in the manner prescribed by 991.97(b)-(d) and 1.98. However, no patent will be granted on an application in connection with which fraud on the Office was practiced or attempted or the duty of disclosure was violated through bad faith or intentional misconduct. The Office encourages applicants to carefully examine:

(1) Prior art cited in search reports of a foreign patent office in a counterpart application, and

(2) The closest information over which individuals associated with the filing or prosecution of a patent application believe any pending claim patentably defines, to make sure that any material information contained therein is disclosed to the Office.

(b) Under this section, information is material to patentability when it is not cumulative to information already of record or being made or record in the application, and

(1) It establishes, by itself or in combination with other information, a prima facie case of unpatentability of a claim; or

(2) It refutes, or is inconsistent with, a position the applicant takes in:

(i) Opposing an argument of unpatentability relied on by the Office, or

(ii) Asserting an argument of patentability.

A prima facie case of unpatentability is established when the information compels a conclusion that a claim is unpatentable under the preponderance of evidence, burden-of-proof standard, giving each term in the claim its broadest reasonable construction consistent with the specification, and before any consideration is given to evidence which may be submitted in an attempt to establish a contrary conclusion of patentability.

(c) Individuals associated with the filing or prosecution of a patent application within the meaning of this section are:

(1) Each inventor named in the application;

(2) Each attorney or agent who prepares or prosecutes the application; and

(3) Every other person who is substantively involved in the preparation or prosecution of the application and who is associated with the inventor, with the assignee or with anyone to whom there is an obligation to assign the application.

(d) Individuals other than the attorney, agent or inventor may comply with this section by disclosing information to the attorney, agent, or inventor.

(e) In any continuation-in-part application, the duty under this section includes the duty to disclose to the Office all information known to the person to be material to patentability, as defined in paragraph (b) of this section, which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

10030222, 040102